

perscribing permits, and otherwise regulating the sale of the various liquors mentioned in this Act; defining terms; prescribing punishments; providing a saving clause, and declaring an emergency."

#### Point of Order.

Senator Sanderford raised the point of order that H. B. No. 1 was not on the table subject to call and could not be brought up except by a two-third vote.

The Chair overruled the point of order.

Senator Hill was recognized. He moved that a call of the Senate be ordered to maintain a quorum.

#### Point of Order.

Senator Davis raised the point of order, that a quorum was present, therefore the motion was out of order.

The Chair sustained the point of order.

Senator Woodruff moved the engrossment of the bill.

Senator Van Zandt was recognized to send up an amendment.

Amend H. B. No. 1 by adding the following new section:

Sec. 45A. Any room, house, building, boat, vehicle, structure, or place where intoxicating liquor is manufactured, sold, kept, or bartered in violation of the laws of this State, and all intoxicating liquor and property kept and used in maintaining the same, is hereby declared to be a common nuisance, and any person who maintains such a common nuisance shall be guilty of a misdemeanor and upon conviction thereof shall be fined not more than One Thousand (\$1,000.00) Dollars, or be imprisoned in the county jail for not more than one year, or both. If a person has knowledge or reason to believe that his room, house, building, boat, vehicle, structure, or place is occupied or used for the manufacture or sale of liquor contrary to the provisions of the laws of this State, and suffers the same to be so occupied or used, such room, house, building, boat, vehicle, structure or place shall be subject to a lien for and may be sold to pay all fines and

costs assessed against the person guilty of such nuisance for such violation and any such lien may be enforced by action in any court having jurisdiction.

All intoxicating liquors transported in this State upon which any lawful tax to the State has not been paid, for the purpose of this section shall be deemed to be kept in violation of the laws of this State.

VAN ZANDT.

Pending.

Senator Stone received unanimous consent to make a motion to recess, with the understanding that Senator Van Zandt should have the floor when the Senate reconvenes.

#### Motion to Recess.

Senator Stone at 9:50 o'clock p. m. moved that the Senate recess until 10:00 o'clock a. m., Friday.

The motion to recess prevailed by viva voce vote.

### SIXTEENTH DAY.

(Continued.)

Senate Chamber,  
Austin, Texas,  
October 11, 1935.

The Senate met at 10 o'clock a. m., pursuant to recess, and was called to order by Lieutenant Governor Walter F. Woodul.

#### House Bill No. 1.

Pending business was H. B. No. 1.

The pending amendment by Senator Van Zandt was read.

Senator Van Zandt was recognized to discuss the pending amendment.

Senator Burns was recognized and asked unanimous consent for Senator Van Zandt to yield for a motion to take up S. B. No. 26.

Objections were heard.

Senator Small was recognized and asked unanimous consent to lay on the table subject to call H. B. No. 1, so as to prepare some amendments to the bill.

Senator DeBerry asked unanimous consent for the Senate to stand at ease five minutes.

Senator Small withdrew his request.

Senator Van Zandt yielded to Senator Woodruff to send up a courtesy resolution.

#### Senate Resolution No. 20.

Whereas, The distinguished former Senator from the Thirtieth District, the Honorable Pink L. Parrish of Lubbock County, is in the Capitol,

Be it Resolved, That he be invited to address the Senate, and be extended the privileges of the floor.

NELSON,  
WOODRUFF.

Read and adopted unanimously.

The Chair appointed Senators Nelson, Woodruff and Regan to escort the distinguished former Senator to the platform.

Lieutenant Governor Walter F. Woodul presented Hon. Pink Parrish, who addressed the Senate briefly.

#### Laid on Table Subject to Call.

Senator Van Zandt yielded to Senator Westerfeld, who received unanimous consent to move to lay on the table subject to call H. B. No. 1.

The motion prevailed.

#### House Bill No. 122.

Senator Westerfeld received unanimous consent to suspend the regular order of business to take up H. B. No. 122.

The Chair laid before the Senate on its second reading the following bill:

By Mr. Collins, et al.:

H. B. No. 122 A bill to be entitled "An Act to amend Article 6243-a, Title 109, page 243, Second Supplement, Texas Revised Civil Statutes, as amended by the Forty-third Legislature, 1933, providing for pensions on reaching the age of sixty-five of persons employed in the Fire, Police and Fire Alarm Operators' Departments of any incorporated city or town containing more than 240,000 inhabitants and less than 275,000 inhabitants, according to the last preceding Federal census, etc., and declaring an emergency."

The committee report recommending that the bill be not printed was adopted by unanimous consent.

The bill was read second time and passed to third reading.

On motion of Senator Westerfeld the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 122 was

put on its third reading and final passage by the following vote:

Yeas—29.

Beck.	Oneal.
Blackert.	Pace.
Burns.	Poage.
Collie.	Rawlings.
Cotten.	Redditt.
Davis.	Regan.
DeBerry.	Sanderford.
Hill.	Shivers.
Holbrook.	Small.
Hopkins.	Stone.
Hornsby.	Sulak.
Isbell.	Van Zandt.
Martin.	Westerfeld.
Neal.	Woodruff.
Nelson.	

Absent—Excused.

Fellbaum. Moore.

Read third time and finally passed by the following vote:

Yeas—29.

Beck.	Oneal.
Blackert.	Pace.
Burns.	Poage.
Collie.	Rawlings.
Cotten.	Redditt.
Davis.	Regan.
DeBerry.	Sanderford.
Hill.	Shivers.
Holbrook.	Small.
Hopkins.	Stone.
Hornsby.	Sulak.
Isbell.	Van Zandt.
Martin.	Westerfeld.
Neal.	Woodruff.
Nelson.	

Absent—Excused.

Fellbaum. Moore.

#### Message From the House.

The Chair recognized the Doorkeeper, who introduced a messenger from the House with the following message:

Hall of the House of Representatives,  
Austin, Texas, Oct. 11, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has adopted the Conference Committee Report on H. B. No. 130 by a vote of 117 yeas and 5 nays.

The House has concurred in Senate Amendments to H. B. No. 18 by a vote of 110 yeas and 33 nays.

The House has passed the following bill:

H. B. No. 138, A bill to be entitled "An Act to amend Chapter 75 of the Acts of the First Called Session of the Forty-third Legislature so as to create a conservation and reclamation district to be known as Guadalupe-Blanco River Authority, pursuant to and for the purpose set forth in Section 59 of Article 16 of the Constitution of the State of Texas, and to be a governmental agency, body politic and corporate, without power to levy taxes or assessments, or to create any indebtedness payable out of taxes or assessments, or to pledge the credit of the State; etc., and declaring an emergency."

Respectfully submitted,

LOUISE SNOW PHINNEY,  
Chief Clerk, House of Representatives.

#### House Bill No. 1.

Senator Van Zandt moved to lay on the table subject to call H. B. No. 1.

Motion pending.

Senator DeBerry made a substitute motion that the Senate stand at ease until 11 o'clock a. m. today.

The Chair held the substitute motion out of order as not being germane.

Senator Van Zandt withdrew his pending motion.

Senator Van Zandt moved the adoption of the pending amendment.

Motion pending.

Senator Burns was recognized and asked unanimous consent to lay on the table subject to call H. B. No. 1.

Objections were heard.

Senator Burns moved to lay on the table subject to call H. B. No. 1 for the purpose of taking up S. B. No. 26.

Senator Burns withdrew his motion.

Senator Small sent up the following amendment to the pending amendment by Senator Van Zandt:

Amend the pending amendment to H. B. No. 1 by striking out all of the first sentence after the word "thereof" in line 9 and add the following:

"shall be punished by fine of not less than one hundred dollars, nor

more than one thousand dollars, or by imprisonment in the county jail for not more than one year. Any person who is twice convicted under the provisions of this Section of this Act shall for the second and all subsequent offenses shall be punished by fine of not less than one hundred dollars nor more than one thousand dollars and by confinement in the county jail for not less than thirty days nor more than one year."

SMALL.

Read.

Adopted by viva voce vote.

The amendment by Senator Van Zandt as amended was adopted.

Amend H. B. No. 1 by adding the following new Section: Sec. No. 45B. If a person shall have in his possession within this State any distilled liquors not contained in a container to which is affixed a stamp or other valid evidence showing the payment of the tax on such whiskey due to the State of Texas, he shall be guilty of a misdemeanor and upon conviction shall be fined not less than ten (\$10.00) dollars, nor more than five hundred (\$500.00) dollars or be confined in the county jail not more than six months or both.

VAN ZANDT.

Read and adopted.

Amend H. B. No. 1 by adding the following new Section: Sec. 45C. When any sheriff or deputy sheriff or constable or deputy constable, or any police officer, or any other State or local officer charged with the duty of enforcing the criminal laws of this State shall discover any person in the act of transporting in violation of the law, intoxicating liquors in any wagon, buggy, automobile, water or air craft or other vehicle, it shall be his duty to seize any and all intoxicating liquors found therein transported contrary to law. Whenever intoxicating liquors transported or possessed illegally shall be seized by an officer he shall take possession of the vehicle and team or automobile, boat, air craft, water craft, or any other conveyance and shall arrest any person in charge thereof. Such officer shall at once proceed against the person arrested under the

provisions of law in any court having competent jurisdiction; but said vehicle or conveyance shall be returned to the owner upon execution by him of a good and valid bond, with sufficient sureties in sum double the value of the property, which said bond shall be approved by said officer and shall be conditioned to return said property to the custody of said officer on the day of trial to abide judgment of the Court. The Court upon the conviction of the person so arrested shall order the liquor destroyed, and unless good cause to the contrary is shown by the owner, shall order the sale by public auction of the property seized, and the officer making the sale, after deducting the expenses of keeping the property, the fee for the seizure, and the costs of the sale, shall pay all liens, according to their priorities, which are established, and by intervention or otherwise at said hearing or in other proceedings brought for said purpose, as being bona fide and as having been created without the lien or having any notice that the carrying vehicle was being used or was to be used for illegal transportation of liquor and shall pay the balance of the proceeds into the treasury of the State to the credit of the general revenue fund. All liens against property sold under this Section shall be transferred from the property to the proceeds of its sale. If, however, no one shall be found claiming the team, vehicle, water or air craft, or automobile, the taking of the same, with a description thereof, shall be advertised in some newspaper published in the city or county where taken, or if there be no newspaper published in such city or county, any newspaper having circulation in the county, once a week for two weeks and by hand bills posted in three public places near the place of seizure, and if no claimant shall appear within ten days after the publication of the advertisement the property shall be sold and the proceeds after deducting the expenses and costs shall be paid into the treasury of the State for the benefit of the general revenue fund.

All intoxicating liquors transported in this State upon which any lawful tax due to the State has not been paid, for the purposes of this

Section shall be deemed to be transported contrary to law.

VAN ZANDT.

Read.

Senator Poage sent up the following amendment to the amendment:

Amend Van Zandt amendment by adding after the words "proceed against the person arrested the following: "and against any other person, firm, and/or corporation, directing and/or knowingly permitting such use of such vehicle."

POAGE.

Read and adopted.

Motion to Table.

Senator Rawlings moved to table the amendment by Senator Van Zandt as amended by Senator Poage.

The motion lost by the following vote:

Yeas—12.

Blackert.	Neal.
Davis.	Rawlings.
Holbrook.	Shivers.
Hopkins.	Stone.
Isbell.	Sulak.
Martin.	Westerfeld.

Nays—14.

Burns.	Oneal.
Collie.	Poage.
Cotten.	Redditt.
DeBerry.	Sanderford.
Hill.	Small.
Hornsby.	Van Zandt.
Nelson.	Woodruff.

Absent.

Beck.	Regan.
Pace.	

Absent—Excused.

Fellbaum.	Moore.
-----------	--------

Senator Rawlings had the floor and yielded to Senator Small for a privileged motion.

Senate Bill No. 16.

Senator Small moved that the Senate do not concur in House amendments to S. B. No. 16 but that a Conference committee be appointed to adjust the differences between the two Houses.

Senator Rawlings moved as a substitute that the Senate do concur in House Amendments to S. B. No. 16.

Senator Rawlings withdrew his substitute motion.

The motion prevailed by viva voce vote.

#### Conference Committee Appointed.

The Chair announced as conferees on the part of the Senate on S. B. No. 16 the following Senators: Small, Rawlings, Isbell, Redditt and Holbrook.

#### Bills Signed.

The Chair, Lieutenant Governor Walter F. Woodul, gave notice of signing, and did sign, in the presence of the Senate, after their captions had been read, the following bills:

H. B. No. 24. H. B. No. 122.  
H. B. No. 114. H. B. No. 130.

#### Motion to Recess.

Senator Pace at 12:03 o'clock p. m. moved that the Senate recess until 2 o'clock p. m.

The motion prevailed by viva voce vote.

#### After Recess.

The Senate met at 2 o'clock p. m. pursuant to recess and was called to order by Lieutenant Governor Walter F. Woodul.

#### At Ease.

The Senate stood at ease subject to the call of the Chair on motion of Senator Rawlings.

#### Senate Called to Order.

The Chair called the Senate to order at 2:09 o'clock p. m.

#### House Bill No. 1.

Senator Rawlings sent up the following amendment:

Amend the Van Zandt amendment as amended by adding the following provision at the end of the amendment:

"Provided, however, the arresting officer shall not be entitled to assess, collect, or receive a fee for making the arrest unless the defendant is convicted in a contested trial."

RAWLINGS.

Read.

A second reading was called for. On motion of Senator Rawlings the amendment was adopted by the following vote:

Yeas—18.

Beck.	Rawlings.
Collie.	Redditt.
Cotten.	Sanderford.
Holbrook.	Shivers.
Hornsby.	Small.
Isbell.	Stone.
Martin.	Sulak.
Neal.	Westerfeld.
Poage.	Woodruff.

Nays—6.

Burns.	Nelson.
DeBerry.	Oneal.
Hill.	Van Zandt.

Absent.

Blackert.	Hopkins.
Davis.	Pace.

Absent—Excused.

Fellbaum.	Regan.
Moore.	

Senator Woodruff moved to reconsider the vote by which the amendment by Senator Rawlings to the Van Zandt amendment as amended was adopted.

#### Motion to Table.

Senator Rawlings moved to table the motion to reconsider.

#### Point of Order.

Senator Rawlings raised the point of order that Senator Woodruff's time had expired on the motion to reconsider.

The Chair overruled the point of order.

The motion to table prevailed by the following vote:

Yeas—13.

Beck.	Rawlings.
Cotten.	Redditt.
Hornsby.	Sanderford.
Isbell.	Shivers.
Martin.	Sulak.
Neal.	Westerfeld.
Poage.	

Nays—9.

Burns.	DeBerry.
Collie.	Hill.

Nelson. Van Zandt.  
Oneal. Woodruff.  
Pace.

Absent.

Blackert. Hopkins.  
Davis. Small.  
Holbrook. Stone.

Absent—Excused.

Fellbaum. Regan.  
Moore.

The amendment by Senator Van Zandt as amended was adopted by the following vote:

Yeas—12.

Burns. Nelson.  
Collie. Oneal.  
Cotten. Pace.  
DeBerry. Poage.  
Hill. Van Zandt.  
Hornsby. Woodruff.

Nays—10.

Beck. Sanderford.  
Isbell. Shivers.  
Martin. Stone.  
Neal. Sulak.  
Rawlings. Westerfeld.

Absent.

Blackert. Hopkins.  
Davis. Redditt.  
Holbrook. Small.

Absent—Excused.

Fellbaum. Regan.  
Moore.

Amend H. B. No. 1 in Section 3 of Sub-Section f, page 2, after the words and figures "Section 45," by adding the following: "45a, 45b and 45c."

VAN ZANDT.

Read and adopted.

Bill Referred.

H. B. No. 138 was read and referred to the Committee on Mining, Irrigation and Drainage.

Senator Rawlings received unanimous consent to send up a committee report of H. B. No. 14.

House Bill No. 1.

Amend H. B. No. 1 by striking out Section 6 and in lieu thereof insert the following:

"Section 6. It shall be unlawful for any person to manufacture, sell, possess or transport for any purpose except medicinal and manufacturing purposes, as in this Act hereinafter provided, in any dry area under this or any other Act in this State, any liquor containing alcohol in excess of one-half of one per cent by volume; provided, however, it shall be lawful for the holder or carrier permits and private carrier permits to transport such liquor from one wet area to another wet area where, in the course of such transportation, it is necessary or convenient to cross such dry area; provided further, that this section shall not apply to the holders of industrial or medicinal permits; provided further that this section shall not apply to wet areas under the terms of Chapter 116, Acts of the Regular Session of the Forty-third Legislature, when the liquor in question is a vinous or male liquor that does not contain alcohol in excess of four per centum by weight. Possession of any liquor containing alcohol in excess of one-half of one per cent by volume by any resident within a dry area of the State, as above defined, shall be prima facie evidence that such possession is unlawful, and is prohibited by this Act, unless the same be in a container of a capacity not exceeding one quart and bearing the label of one holding a medicinal permit, showing a sale not more than thirty days prior to the date of such possession, and showing such sale to be on a bona fide physician's permit. Any person violating any provision of this section shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be punished by fine of not less than Fifty Dollars nor more than Five Hundred Dollars, and by imprisonment in the county jail for not exceeding one year.

STONE,  
HOLBROOK,  
SULAK.

Read.

On motion of Senator Small the amendment by Senator Stone, et al. was laid on the table subject to call. Senator Small sent up the following:

Amend H. B. No. 1 by striking out all of Section Three "A" (3-a) and substituting the following:

"The term 'open saloon,' as used.

in this Act, means any place where any intoxicants whatever, manufactured in whole or in part by means of the process of distillation or any liquor compounded or composed in part of distilled spirits, or any wines containing in excess of fourteen per cent (14%) alcohol by volume, is sold or offered for sale in broken or unsealed containers, or any place where any such liquor or liquors are sold or offered for sale is made for human consumption on the premises where sold."

SMALL.

Read and pending.

Amend Small amendment by striking out "14% by volume" and inserting in lieu thereof the following: "17% by weight."

SHIVERS.

Read and adopted.

#### Motion to Reconsider.

Senator Hill moved to reconsider the vote by which the amendment by Senator Shivers was adopted.

The motion to reconsider prevailed by viva voce vote.

The pending amendment by Senator Small was adopted by viva voce vote.

Amend H. B. No. 1, Section 17, by striking out the word "shall" in the last line thereof and inserting the word "may," and add after the word "suspended" the following:

"By interlocutory order of the court pending a hearing on the merits. Such cause shall be tried before the judge of such court within ten (10) days after the docketing of the cause, or in the earliest possible time after such ten (10) day period, in the event the judge is not able to try such cause within such ten-day period."

SMALL.

Read and adopted.

Amend H. B. No. 1, sub-paragraph "C" of Section 18, on page 20, by striking out the following sentence where found in said bill, to-wit:

"It shall be unlawful for any person holding a winery permit to sell wine to any other than the holder of a wholesale permit, unless the same be sold and delivered to a person outside the State, and insert in place of such stricken sentence the following sentence:

"It shall be lawful for any person holding such permit to sell wine to

any person in unbroken packages only, but the holder of such permit shall not be authorized to sell wine in broken packages."

SMALL.

Read and pending.

Senator Sulak sent up the following substitute for the pending amendment:

Senator Small withdrew his pending amendment.

Amend H. B. No. 1, page 20, line 23, Section 18, Div. "C," by striking out the words beginning with the word "unlawful," and through the word "State" on line 26, and substituting therefor, "lawful for any person holding a winery permit to sell wine direct to any other licensee and to the ultimate consumer in unbroken packages."

SULAK.

Read and adopted.

Amend H. B. No. 1 by striking out all below the enacting clause and substituting therefor the following:

"Section 1. For the purpose of establishing a State monopoly on the sale of distilled liquors, as authorized by the Constitution, as amended by vote of the people on August 24, 1935; the 'Texas Distilled Liquors Association,' hereinafter referred to as the 'Association,' is hereby created a body corporate with the powers provided in this law and with all general corporate powers incident thereto. The affairs of the Association shall be controlled and managed by a board of three directors to be appointed by the Governor, by and with the advice and consent of the Senate, upon the taking effect of this Act, one for a term of two years, one for four years, and one for six years; and the successors of such original appointees shall be similarly appointed at the expiration of their respective terms.

"The Directors of the Association shall also constitute the Texas shall perform such duties as may Liquor Control Board, and, as such, be imposed upon such board by law, such Board of Directors and Liquor Control Board shall hereinafter be referred to as the 'Board.'

"Sec. 2. The Association shall have a paid-up capital stock of \$300,000, all of which shall be paid up, upon call therefor by the Board and shall be owned by the State; and

said sum is hereby appropriated out of any money in the general revenue fund not otherwise appropriated.

"Sec. 3. Distilled liquors means any beverage which contains alcohol obtained by distillation mixed with drinkable water and other substances in solution and includes among other things, brandy, rum, gin and whiskey and rectified or blended or imitation whiskey or any mixed bitters capable of producing intoxication.

"Sec. 4. It shall be unlawful for any person, firm or corporation other than the Association, or its duly authorized vendors or other agents or representatives, to sell or deliver distilled liquors in this State to any person, firm or corporation other than the Association, or to purchase distilled liquors from any person, firm or corporation other than the Association or its duly authorized vendors or other agents or representatives.

"Sec. 5. The term 'wet area,' as used in this Act, means any county or justice precinct or incorporated city or town where the sale of distilled liquors is not prohibited by a local option election heretofore or hereafter held, and is lawful; and the term 'dry area' as used in this Act means any county or justice precinct or incorporated city or town where the sale of distilled liquors is prohibited by local option election heretofore or hereafter held and is unlawful.

"Within the limits of each wet area the Association acting through the Board shall establish and maintain, at such place or places as it shall approve, one or more stores for the sale of distilled liquors in accordance with the provisions of this Act and of regulations made thereunder, to be known as 'Distilled Liquor Association Stores,' hereinafter referred to as 'stores.' No such store shall be located within and dry area nor continue to operate after the area in which it is located shall become dry. The Board shall upon proper hearing fix and determine, and may increase or decrease, the number of stores to be maintained in each wet area, provided such number shall in no event be less than one for each such area, nor less than one for each 75,000 of the population residing within such area, according to the last preceding Fed-

eral census, nor more than one for each 50,000 of such population.

"The Board shall from time to time fix the prices at which the various classes, varieties and brands of distilled liquors may be sold, which prices shall be the same at all State stores.

"Sec. 6. It shall be unlawful to sell or offer for sale anything except distilled liquors in any such stores; and it shall be unlawful to sell distilled liquor, which is drinkable, to any purchased except in a package sealed with the seal of the Association; and it shall be unlawful to open any such package on the premises of any store, or for any vendor or other agent or employee of the Board to permit any distilled or other liquor to be consumed on the premises of any store; or for any person to consume any distilled or other liquor on such premises.

"Sec. 7. It shall be unlawful to sell or deliver any distilled liquor from the premises of any store or to keep such store open:

(a) After the hour of 9 o'clock in the afternoon of any day or before the hour of 8 o'clock in the morning of any day;

(b) On any holiday;

(c) On any day on which any national, state or municipal or other local election is being held in the electoral district in which the store is situated, whether such election be a primary or final election or be held for the selection of officers or for the adoption or rejection of any proposal submitted to the vote of the people;

(d) During such other period or on such other days as the Board may direct.

"Sec. 8. The sale of distilled liquor at each store shall be conducted by a person appointed by the Board, who shall hold such position during the pleasure of the Board, to be known as a vendor, who shall under the direction of the Board, be responsible for the carrying out of this Act, and the regulations made thereunder, so far as they relate to the conduct of such store and the sale of distilled liquor thereat.

"Sec. 9. A vendor may sell to any person, who is the holder of a subsisting permit, such liquor as that person is entitled to purchase under such permit, in conformity with the



provisions of this Act and the regulations made thereunder.

"Before the vendor shall make delivery of any liquor, other than beer, sold pursuant to this section, he shall;

(a) Have first received an order in writing, dated and signed by the purchaser, setting out the number of his permit and the kind and quantity of the liquor ordered; and

(b) Have received from the purchaser his permit and shall have endorsed thereon the kind and quantity of the liquor sold and the date of sale; and

(c) Have been paid the purchase price in cash.

"Sec. 10. A vendor may sell liquor to any person upon the prescription of a physician given pursuant to this Act, but no more than one sale and one delivery shall be made on any one prescription.

"Sec. 11. The principal office of the Board shall be in the City of Austin.

"Sec. 12. The Board shall have authority to employ a secretary thereof, who shall not be a member of the Board, and said secretary shall devote his whole time and attention to the business of the Board and shall follow no other occupation whatever. The secretary of the Board shall receive an annual salary of Thirty-six Hundred Dollars (\$3,600.00), and shall file a bond in the sum of Fifty Thousand Dollars (\$50,000.00) conditioned upon the correct accounting of all monies coming into his office.

"Sec. 13. The secretary of the Board shall hold his office during the pleasure of the Board.

"Sec. 14. The Board shall have the following functions, duties and powers:

"(a) To buy, import, or otherwise provide and have in its possession for sale, and sell distilled liquors, in the manner set forth in this Act;

"(b) To control the possession, sale and delivery of distilled liquors in accordance with the provisions of this Act;

"(c) To grant, refuse or cancel permits for the purchase of liquor;

"(d) To lease, furnish and equip any building or land required for the operation of this Act;

"(e) To buy or lease all plant and equipment it may consider necessary

and useful in carrying into effect the objects and purposes of this Act;

"(f) To appoint vendors, and also every office, inspector, clerk or other employee required for the operation or carrying out of this Act, and to dismiss the same, fix their salaries or remuneration, assign them their title, define their respective duties and powers, and to engage the service of experts and persons engaged in the practice of a profession, if deemed expedient;

"(g) To appoint officials to issue and grant permits under this Act;

"(h) To perform such duties as the Legislature may prescribe pertaining to the regulation and control of the manufacture and/or sale of liquors other than distilled liquors;

"(i) To determine the nature, form and capacity of all packages to be used for containing distilled liquor kept or sold under this Act;

"(j) Without in any way limiting, or being limited by the foregoing, to do all such things as are deemed necessary or advisable by the Board for the purpose of carrying into effect the provisions of this Act, or the regulations made thereunder.

"Sec. 15. (1) The Board may make such regulations, not inconsistent with this Act, as the Board may deem necessary, for carrying out the provisions of this Act, and for the efficient administration thereof.

"(2) Without thereby limiting the generality of the provisions contained in the preceding paragraph hereof, it is declared the power of the Board to make regulations in the manner set out in that paragraph shall extend to and include the following:

"(a) Regulating the equipment and management of stores and warehouses in which distilled liquor is kept or sold and prescribing the books and records to be kept therein;

"(b) Prescribing the duties of the officers, clerks and servants of the Board, and regulating their conduct while in the discharge of their duties;

"(c) Governing the purchase of distilled liquor and the furnishing of distilled liquor to State stores established under this Act;

"(d) Determining the classes, varieties and brands of distilled liquor to be kept for sale at any State store;

"(e) Prescribing, subject to this Act, the days and hours during which stores shall be kept open for the sale of distilled liquor;

"(f) Providing for the issuing and distributing of price lists showing the price to be paid by purchasers for each class, variety or brand of distilled liquor kept for sale under this Act;

"(g) Prescribing an official seal and official labels and determining the manner in which such seal or label shall be attached to every package of distilled liquor sold or sealed under this Act, including the prescribing of different official seals or different official labels for different classes, varieties and brands of distilled liquor;

"(h) Prescribing forms to be used for the purpose of this Act or of the regulations made thereunder, and the terms and conditions in permits issued and granted under this Act;

"(i) Prescribing the nature of the proof to be furnished and the conditions to be observed in the issuing of duplicate permits in lieu of those lost or destroyed;

"(j) Prescribing the kinds and quantities of distilled liquor which may be purchased under permits of any class, including the quantity which may be purchased at any one time or within any specified period of time;

"(k) Prescribing the form of records of purchase of distilled liquor by the holders of permits, and the reports to be made thereon to the Board, and providing for inspection of the records so kept;

"(l) Prescribing the manner of giving and serving notices required by this Act or the regulations thereunder;

"(m) Prescribing the duties of officials authorized to issue permits under this Act;

"(n) Prescribing the fees payable in respect of permits issued under this Act for which no fees are prescribed in this Act; and prescribing the fees for anything done or permitted to be done under the regulations made thereunder;

"(o) Specifying and describing the place and the manner in which distilled liquor may be lawfully kept or stored;

"(p) Specifying and regulating the

time and periods when, and the manner, methods and means by which, vendors and brewers shall deliver distilled liquor under this Act, and the time and periods when, and the manner, methods and means by which distilled liquor under this Act, may be lawfully conveyed or carried;

"(3) Whenever it is provided in this Act that any act, matter or thing, may be done, if permitted or authorized by the regulations, or may be done in accordance with the regulations or as provided by the regulations, the Board, subject to the restrictions set out in the first paragraph of this Section, shall have the power to make regulations respecting such act, matter or thing.

"Sec. 16. The members of the Board shall each receive from the Association their actual expenses while absent from home and engaged in the performance of their duty a per diem of \$10.00 a day while so engaged. One of the members of the Board shall be chairman and shall be chosen by the Board; and shall hold his office until his successor shall be chosen by the Board and shall qualify. The chairman of the Board, hereinafter referred to as the 'Chairman,' shall receive a salary of Six Thousand (\$6,000.00) Dollars per year, payable monthly by the Association, in lieu of per diem, and shall also receive his actual expenses while away from home and engaged in the performance of his duty. The chairman shall reside at Austin and shall devote his entire time to the performance of his duties as such.

"Sec. 17. Whenever the Association shall possess net assets in excess of \$400,000, such excess shall from time to time and at least once every three months be distributed by said Board as follows:

"Fifteen percentum (15%) of the net profits derived since the last distribution of profits, from the operation of stores in each county in which such stores are located, shall be allocated by the Board and paid to the treasurer of such county for the benefit of its general fund; and fifteen percentum (15%) of the profits derived from liquor stores operated in any incorporated city or town shall be allocated and paid to such city or town for the benefit of its general fund, and the remainder of such excess after such allocations and pay-

ments have been made to the counties and incorporated cities and towns shall be paid to the State Treasurer for the benefit of the general revenue fund of the State.

"Sec. 18. It shall be the duty of the Board, with the approval of the Governor to select a Board of Chemical Advisors, composed of three eminent Texas chemists, whose duty it shall be to make chemical analyses of all beverage alcohol purchased or sold by the Association; and it shall be unlawful for the Association to purchase or sell any distilled liquor which said Chemical Board shall find upon chemical analysis to contain any poisonous substance or element or to be misbranded or deleterious to public health, if consumed in moderate quantities.

"Sec. 19. All drinkable whiskey sold in this State which is not sold upon the bona fide prescription of a physician, made, filed and proven as provided by law, shall be conclusively presumed to be sold for beverage purposes.

"Sec. 20. The Association may adopt reasonable rules and regulations providing for the sale in dry areas of such distilled liquors as it may deem advisable for medicinal purposes, but such liquors so sold for medicinal purposes shall be sold only upon the prescription of a physician, duly licensed under the laws of Texas; and such prescription shall be in form prescribed by the Board and shall be signed by the physician and filed with the Board and such prescription so filed or a duly certified copy thereof, or a proven copy thereof, shall constitute the only competent proof that such prescription was issued and that distilled liquor was sold upon it.

"Sec. 21. Upon application in the prescribed form being made to any employee, authorized by the Board to issue permits, accompanied by payment of the prescribed fee, and upon the employee being satisfied that the applicant should be granted such permit for the purchase of liquor under this Act, the employee shall issue to the applicant a permit of the class applied for, as follows:

"(a) Where the application is for an individual permit and is made by an individual of the full age of twenty-one (21) years, an individual permit in the prescribed form en-

titling the applicant to purchase distilled liquor for beverage purposes; the fee for such permit to be fifty cents.

"(b) Where the application is for a special permit and is made by a physician, or by any person in charge of an institution regularly conducted as a hospital or sanatorium for the care of persons in ill health or as a home devoted exclusively to the care of aged people; the fee for such permit is fifty cents.

"(c) Where the application is for a special permit by a person engaged within the State in mechanical or manufacturing business or in scientific purposes requiring alcohol for use therein, a special permit in the prescribed form entitling the applicant to purchase alcohol for the purpose named in the permit, at such fee as may be fixed by the Board.

"Sec. 22. Every permit shall be issued in the name of the applicant therefor, and no permit shall be transferable, nor shall the holder of any permit allow any other person to use the permit.

"It shall be unlawful for any person to apply in any false or fictitious name for the issuance to him of a permit, or to furnish a false or fictitious address in his application for a permit.

"Sec. 23. No permit shall be valid or be accepted or used for the purchase of liquor until the applicant for the permit has written his signature thereon in the prescribed manner, for the purposes of identification as the holder thereof, in the presence of the employee to whom the application is made.

"Sec. 24. No individual permit shall be issued to any corporation, partnership, or other unincorporated association of individuals.

"Sec. 25. Every permit shall expire at midnight on the thirty-first day of December of the year for which the permit was issued.

"Sec. 26. Where the holder of any permit issued under this Act violates any provisions of this Act or of the regulations, or is otherwise disqualified from holding a permit, the Board, upon proof to its satisfaction of the fact or existence of such violation, or disqualification, and in its discretion, may with or without any hearing, suspend the permit and all rights of the holder thereunder for

such period as the Board sees fit, or may cancel the permit.

"Sec. 27. Upon receipt of notice of the suspension or cancellation of his permit, the holder of the permit shall forthwith deliver up the permit to the Board. Where the permit has been suspended only, the Board shall return the permit to the holder at the expiration or termination of the period of suspension. Where the permit has been suspended or cancelled, no employee shall knowingly issue to the person whose permit is suspended or cancelled a permit under this Act until the end of the period of suspension or within the period of one year from the date of cancellation.

"Sec. 28. Where any permit is presented to an employee by a person who is not the holder of the permit, or where any permit which is suspended or cancelled is presented to an employee, the employee shall retain the permit in his custody and shall forthwith notify the Board of the fact of its retention.

"Sec. 29. Any physician who deems liquor necessary for the health of a patient, whom he has seen or visited professionally may give to the patient a prescription therefor, signed by the physician and may charge for same; but no prescription shall be given by a physician except to bona fide patients in cases of actual need, and only when in the judgment of the physician the use of liquor as a medicine in the quantity prescribed is necessary.

"Sec. 30. Any person in charge of an institution regularly conducted as a hospital or sanatorium for the care of persons in ill health, or as a home devoted exclusively to the care of persons in ill health, or as a home devoted exclusively to the care of aged people, may, if he holds a special permit under this Act for that purpose, administer liquor purchased by him under his special permit to any patient or inmate of the institution who is in need of the same, either by way of external application or otherwise for medicinal purposes, and may charge for the liquor so administered; but no liquor shall be administered by any person under this section except to bona fide patients or inmates of the institution of which he is in charge and in cases of actual need and every per-

son in charge of an institution who administers liquor in evasion or violation of this Act shall be guilty of a violation of this Act.

"Sec. 31. No person shall transport into this State or between incorporated towns or cities, in this State, upon any public highway, any distilled liquor, unless the person accompanying and in charge of such shipment shall have present, and available for exhibition such bills of lading, evidence or ownership, or shipment, as the Board may, by rules and regulations require, and no persons shall refuse to exhibit, or permit to be read, or examined, any such bills of lading, evidence of ownership, or shipment, by any agent or employee of the Board, or any peace officer of this State.

"Sec. 32. If any person shall forge or counterfeit or cause or permit to be forged or counterfeited any stamp, die, plate, official signature, certificate, evidence or tax payment, permit, license, or other instrument, or any part of any stamp, die, plate, official signature, certificate, evidence of tax payment, permit, license, or other instrument, which has been provided for in this Act or which shall hereafter be provided for, or shall knowingly utter, use or pass the same, he shall be deemed guilty of a felony and shall be punished by confinement in the State penitentiary for any term of years not less than one nor more than five.

"Sec. 33. Any person or persons violating any provision of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by imprisonment in the county jail for not more than one year, or by a fine of not more than One Thousand Dollars (\$1,000), or by both such fine and imprisonment. Any person found guilty of a second or subsequent offense under this Section shall be deemed guilty of a felony, and shall be punished by imprisonment in the penitentiary for a term of not less than one (1) year, nor more than three (3) years, and by a fine of not more than Three Thousand Dollars (\$3,000).

"And any such person, firm or corporation violating any provision of this Act shall likewise forfeit and pay to the State a penalty of not less than \$100.00 nor more than

\$1,000.00 to be sued for and recovered by the Attorney General of Texas, in the name of the State, in any District Court of Travis County; and each day during which such provision of this Act shall be violated shall constitute a separate criminal offense and subject the violator to a separate penalty.

"Sec. 34. In addition to other taxes levied and imposed by law there is hereby levied upon all persons, firms or corporations selling distilled liquors to the Association a tax of fifty cents (50c) per gallon upon all drinkable distilled liquors so sold; and it shall be the duty of the Board to see that such taxes are paid before such purchases are consummated.

"Sec. 35. Every Vendor and every official authorized by the Board to issue permits under this Act may administer any oath and take and receive any affidavit or declaration required under this Act or the regulations.

"Sec. 36. The Association, acting through the Board, is hereby authorized to incur indebtedness in the administration of this Act for necessary expenses and the acquisition of necessary property and merchandise, provided, however, that the total amount of outstanding indebtedness shall not at any time exceed the sum of One Hundred Thousand Dollars (\$100,000.00) and provided further that any indebtedness so incurred by the Board shall be paid solely out of the moneys arising in the administration of this Act.

"Sec. 37. If any section, paragraph, sentence or phrase of this Act be declared invalid by a Competent Court, then such invalid portion shall not in any way affect the remainder of this Act, and it is hereby declared as the legislative intent that the remainder of this Act would have been passed by the Legislature notwithstanding the invalidity of such section, paragraph, sentence or phrase.

Amend the caption to conform to and cover the provisions of this amendment.

MARTIN,  
WOODRUFF.

Read.

Motion to Table.

Senator Hornsby moved to table the amendment by Senator Martin.

Senator Hornsby withdrew his motion to table.

Senator Hill yielded to Senator Rawlings to send up committee reports.

Senator Burns asked unanimous consent for Senator Hill to yield for a motion to recess until Saturday morning at 10 o'clock.

Objections were heard.

Senator Hill had the floor on the pending amendment.

Senator Hill yielded to Senator Rawlings to make a motion to recess with the understanding he did not yield the floor.

Motion to Recess.

Senator Rawlings at 5:30 o'clock p. m. moved that the Senate recess until 8 o'clock tonight.

Motion pending.

S. C. R. No. 7.

Senator Rawlings yielded to Senator Poage who sent up the following resolution:

Whereas, Cleo Fletcher, of Waco, McLennan County, Texas, was, prior to the year 1922, an inmate of the State reformatory at Gatesville, Texas, and while such inmate and acting under the orders of the agents of the State, he was ordered to get under a gasoline engine while the engine was still running and in so doing his leg was caught in the belt and was cut off; and

Whereas, Cleo Fletcher desires to bring suit against the State of Texas and the State reformatory at Gatesville, Texas, for such an amount as may be sufficient to compensate him for the loss of his leg and for the physical pain suffered; and

Whereas, The said Cleo Fletcher has not been compensated for his loss;

Now, Therefore, Be It Resolved, By the Senate of Texas, the House of Representatives concurring, that the said Cleo Fletcher, his heirs, executors and administrators, be and they are hereby authorized to bring suit against the State of Texas and the State Reformatory at Gatesville, Texas in any court of competent jurisdiction of McLennan County, Texas, for such amount as the said Cleo Fletcher may be entitled to recover by reason of such resulting damages.

POAGE.

Read and referred to the Committee on State Affairs.

**S. C. R. No. 8.**

Senator Rawlings yielded to Senator Redditt to send up the following resolution:

Whereas, The Legislature of the State of Texas has passed S. B. No. 13, making an appropriation of the sum of two hundred thousand (\$200,000.00) dollars to be used in the construction of a supreme court building in the City of Austin, Texas, conditioned upon the obtaining of a Federal grant to supplement said amount which will be necessary to construct said building; and

Whereas, Honorable James V. Allred, Governor of the State of Texas, has signed said bill and the same is now in full force and effect, and

Whereas, A committee, composed of Honorable James V. Allred, Governor of the State of Texas; Honorable C. M. Cureton, Chief Justice of the Supreme Court of the State of Texas; Honorable W. C. Morrow, Presiding Judge of the Court of Criminal Appeals of the State of Texas; Honorable William McCraw, Attorney General of the State of Texas; Honorable J. P. Buchanan, United States Congressman from Texas; and Honorable Frank Andrews and Honorable John Darrouzet, representing the Bar Association of the State of Texas, has been officially named to present the application to the Federal Government for a grant for said building; Now, Therefore, Be It

Resolved By the Senate of Texas, That the attention of Honorable Franklin D. Roosevelt, President of the United States, be directed to the consideration of said application, and that his approval thereof be respectfully requested; and that a copy of this resolution be forwarded to the President.

**REDDITT.**

Senator Redditt moved to suspend the rule requiring resolutions be referred to a committee.

The motion prevailed by unanimous consent.

S. C. R. No. 8 was adopted by viva voce vote.

**Motion for Executive Session.**

Senator Oneal asked unanimous consent that the Senate go into

executive session at 5:35 o'clock p. m. today to consider Governor's nominations.

The time having arrived the chamber was cleared and the doors locked.

**After Executive Session.**

At the conclusion of the executive session the Secretary of the Senate informed the Journal Clerk that the following action had been taken in executive session:

**Committee Room,**

Austin, Texas, Oct. 11, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Governor's Nominations, to whom was referred the following appointments,

Have had same under consideration, and I, as chairman of said committee, am instructed to report same back to the Senate with the recommendation that they be in all things confirmed:

To Be District Attorney of the 106 Judicial District:

Truett Smith, of Lynn County.

To Be Member of the Public Safety Commission:

D. D. Baker, of Guadalupe County.

To Be San Jacinto State Park Commissioners:

Miss Mary Tod, of Harris County;  
William A. Kendall, of Harris County;

Perry Moore, of Harris County.

To Be Gonzales State Park Commissioners:

Mrs. Clarence Traeger, of Gonzales County;

Mrs. B. Duncan Davis, of Gonzales County.

ONEAL, Chairman.

**Recess.**

The pending motion to recess prevailed at 5:40 o'clock p. m. by viva voce vote.

**APPENDIX.**

**Committee Reports.**

**Committee Room,**

Austin, Texas, Oct. 11, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred

H. B. No. 111, A bill to be entitled "An Act making an appropriation of forty-five (\$45.00) dollars, to pay S. B. Carr, Judge of the 81st judicial district of Texas, for his expenses incurred in exchange of benches, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be not printed.

REDDITT, Chairman.

Committee Room,

Austin, Texas, Oct. 11, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

H. B. No. 14, A bill to be entitled "An Act to amend Section 9, of Chapter 116, General Laws of the State of Texas, passed by the Forty-third Legislature, relating to the manufacture and sale of beer in Texas, so as to make it unlawful for any manufacturer or distributor of beer, directly or indirectly or through a subsidiary or affiliate, an agent or any employee, or by any officer, director or firm member, to own any interest in premises or the license upon or under which beer is sold for consumption on the premises, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that the bill, with Committee Amendments Nos. 1, 2 and 3, do pass, and be not printed.

RAWLINGS, Chairman.

Committee Amendment No. 1.

Amend H. B. No. 14, Section 1, subdivision (k), by inserting a comma after the word "products" and striking out the words "or in any manner to restrain or prevent such transactions."

Committee Amendment No. 2.

Amend H. B. No. 14, Section 1, subdivision 3, by striking out all of said lines after the word "imprisonment" at end of first sentence.

Committee Amendment No. 3.

Amend H. B. No. 14, Section 1, subdivision (m), by striking out the

words "keg or case" and inserting in lieu thereof the words "keg, case or bottle."

Committee Room,

Austin, Texas, Oct. 11, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Towns and City Corporations, to whom was referred

S. B. No. 66, A bill to be entitled "An Act validating all elections, election orders, election proceedings, affidavits and city ordinances annexing adjacent territory to or extending and prescribing the corporate limits of any incorporated city, incorporated and functioning under the General Laws of Texas under commission form of government; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be not printed.

RAWLINGS, Chairman.

Committee Room,

Austin, Texas, Oct. 11, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Towns and City Corporations, to whom was referred

S. B. No. 67, A bill to be entitled "An Act to amend Article 6243-a, Title 109, page 243, Second Supplement, Texas Revised Civil Statutes, as amended by H. B. No. 30, passed by the First Called Session of the 43rd Legislature, 1933, providing for pensions on reaching the age of sixty-five years of persons employed in the fire, police and fire alarm operator's department of any incorporated city or town containing more than 240,000 inhabitants and less than 275,000 inhabitants according to the last preceding Federal census; etc., and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be not printed.

RAWLINGS, Chairman.

Committee Room,

Austin, Texas, Oct. 11, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on

Towns and City Corporations, to whom was referred

H. B. No. 129, A bill to be entitled "An Act empowering cities of two hundred and ninety thousand (290,000) or more inhabitants to build and purchase, mortgage, and encumber exposition and convention halls or either and the income thereof and to evidence the obligations therefor by bonds, notes, or warrants, and to secure the payment of funds to purchase the same or to remodel, renovate or repair same; providing that no such obligation shall ever be a debt of such city; etc."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be not printed.

RAWLINGS, Chairman.

Committee Room,  
Austin, Texas, Oct. 11, 1935.  
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Mining, Irrigation and Drainage, to whom was referred

S. B. No. 64, A bill to be entitled "An Act creating the Leon River Flood Control District, a conservation and reclamation district, to be a governmental agency, body politic and corporate; prescribing and limiting the powers, rights, privileges, functions, and liabilities of such district, etc."

Have had the same under consideration, and I am instructed to report it back to the Senate with recommendation that it do pass and be not printed.

HOPKINS, Vice-Chairman.

#### SIXTEENTH DAY.

(Continued.)

Senate Chamber,  
Austin, Texas,  
October, 11, 1935.

#### After Recess.

The Senate met at 8:00 o'clock p. m., pursuant to recess, and was called to order by Lieutenant Governor Walter F. Woodul.

#### Senate Bill No. 42.

Senator Beck was recognized and moved to indefinitely postpone S. B. No. 42.

The motion prevailed by viva voce vote.

#### House Bill No. 111.

Senator Blackert was recognized and received unanimous consent to suspend the regular order of business and take up H. B. No. 111.

The Chair laid before the Senate on its second reading the following bill:

H. B. No. 111, A bill to be entitled "An Act making an appropriation of forty-five (\$45.00) dollars to pay S. B. Carr, Judge of the Eighty-first Judicial District of Texas, for his expenses incurred in exchange of benches; and declaring an emergency."

The rules requiring committee reports to lie over one day was suspended by unanimous consent.

The committee report recommending that the bill be not printed was adopted by unanimous consent.

The bill was read second time and passed to third reading.

On motion of Senator Blackert, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 111 was put on its third reading and final passage by the following vote:

Yeas—28.

Beck.	Nelson.
Blackert.	Oneal.
Burns.	Pace.
Collie.	Poage.
Cotten.	Rawlings.
Davis.	Redditt.
DeBerry.	Sanderford.
Hill.	Shivers.
Holbrook.	Small.
Hopkins.	Stone.
Hornsby.	Sulak.
Isbell.	Van Zandt.
Martin.	Westerfeld.
Neal.	Woodruff.

Absent—Excused.

Fellbaum.	Regan.
Moore.	

Read third time and finally passed by the following vote:

Yeas—28.

Beck.	Isbell.
Blackert.	Martin.
Burns.	Neal.
Collie.	Nelson.
Cotten.	Oneal.
Davis.	Pace.
DeBerry.	Poage.
Hill.	Rawlings.
Holbrook.	Redditt.
Hopkins.	Sanderford.
Hornsby.	Shivers.